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RECEIVED
OCT 11 2005
UTAH STATE
INSURANCE DEPT

BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF UTAH

COMPLAINANT:

UTAH INSURANCE DEPARTMENT

**STIPULATION
&
ORDER**

RESPONDENT:

DESERET TITLE INSURANCE AGENCY, LC
6995 South Union Park Center, Suite 180
Salt Lake City, UT 84047
License No. 105038

Docket No. 2005-118 PC

Enf. Case No. 1676

STIPULATION

1. Respondent, Deseret Title Insurance Agency, LC, is a licensed title insurance agency in the State of Utah, holding License No. 105038.
2. Respondent stipulates with the Complainant, Utah Insurance Department, as follows:
 - a. If a hearing were held, witnesses called by the Complainant could offer and introduce evidence that would support the Findings of Fact herein;
 - b. Respondent admits the Findings of Fact and Conclusions made therefrom;
 - c. Respondent stipulates to the summary entry of the Order herein which shall be in lieu of other administrative proceedings by Complainant in this matter; and

d. Respondent and Complainant have negotiated the terms of the Order entered herein and Respondent agrees to its entry and further agrees to be bound by all its terms.


3. Respondent is aware of its right to a hearing at which it may be represented by counsel, present evidence and cross-examine witnesses. Respondent has irrevocably waived its right to such hearing and to any appeal related thereto.


4. Respondent admits the jurisdiction of the State of Utah Insurance Commissioner as to all matters herein.

5. Respondent is acting herein free from any duress or coercion of any kind or nature, having been advised fully as to its rights set forth herein.

6. Respondent acknowledges that the issuance of this Order by the Commissioner is solely for the purpose of disposition of the matter entitled herein.

DATED this 5th day of October, 2005.


DESERET TITLE INSURANCE AGENCY, LC
F. LaVar Christensen, Member


UTAH INSURANCE DEPARTMENT
M. Gale Lemmon, Assistant Attorney General

Based upon the foregoing Stipulation and information in the file, the Presiding Officer makes the following Findings of Fact:

FINDINGS OF FACT

1. Respondent is a limited liability company in the State of Utah and obtained a license as a title insurance agency in the State of Utah on July 15, 2005.

2. Prior to obtaining its license, Respondent began advertising as a title insurance agency by publishing its name as a sponsor of Draper Days, in late June 2005.

Based upon the foregoing Stipulation and Findings of Fact, the Presiding Officer enters the following Conclusions of Law:

CONCLUSIONS OF LAW

1. In advertising as a title agency by sponsoring Draper Days prior to obtaining its license, Respondent violated Utah Code Annotated § 31A-23a-103(1)(a).

Based upon the foregoing Stipulation, Findings of Fact and Conclusions of Law, the Presiding Officer herewith enters the following Order:

ORDER

IT IS HEREBY ORDERED:

1. Respondent is assessed and administrative forfeiture in the amount of \$500.00, to be paid within 30 days of the date of this Order.

NOTIFICATION

Respondent is hereby notified that failure to abide by the terms of this Order may subject it to further penalties, including additional forfeitures of up to \$5,000.00 per violation and the

suspension or revocation of its license, and the filing of an action to enforce this Order in the District Court, which may impose penalties of up to \$10,000.00 per day for continued violation.

You are further notified that other jurisdictions in which you may be licensed may require that you report this action to them.

DATED this 12th day of October, 2005.

D. KENT MICHIE
INSURANCE COMMISSIONER



MARK E. KLEINFELD, Esq.
Administrative Law Judge
Utah Insurance Department
State Office Building, Room 3110
Salt Lake City, Utah 84114
Telephone (801) 538-3800

CONCURRENCE BY THE TITLE AND ESCROW COMMISSION

The Title and Escrow Commission hereby concurs with the penalty imposed herein.

DATED this _____ day of Attached, 2005.

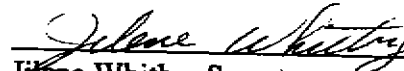
See

JOYCE W. CLARK, Chair
Utah Title and Escrow Commission

CONCURRENCE BY THE TITLE AND ESCROW COMMISSION

The Title and Escrow Commission, by unanimous vote of those in attendance, concurred with the penalty imposed herein in their regular meeting held October 12, 2005.

DATED this 14th day of October, 2005.


Jilene Whitby, Secretary
Utah Title and Escrow Commission

CERTIFICATE OF MAILING

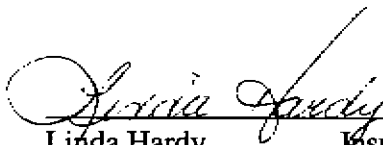
I do hereby certify that on this date I mailed, by regular mail, postage prepaid, a true and correct copy of the attached:

**STIPULATION
&
ORDER**

To the following:

**Deseret Title Insurance Company
6995 South Union Park Center, Suite 180
Salt Lake City, UT 84047**

DATED this 19th day of October, 2005



Linda Hardy Insurance Technician
Utah Department of Insurance
State Office Building, Room 3110
Salt Lake City, UT 84114-6901
(801) 538-3813

Invoice**Due Date** 11-18-2005**Amount Due**

\$500.00

Invoice ID 263405**Payor ID** 14560**Total Amount Remitted**

\$

Make Checks Payable To:

Utah Insurance Department**3110 State Office Building****Salt Lake City, UT 84114-6901***Case 1676
2005-118
PC*

DESERET TITLE INSURANCE AGENCY, LC
6995 S UNION PARK CTR STE 180
SALT LAKE CITY UT 84047

Invoice ID 263405**Payor ID** 14560**Invoice Print Date** 10-19-2005**Items:**

10-19-2005 Monetary Penalty Company

500.00

Amount Due..... \$500.00